



02/16/01

## CONTINUING PATENT APPLICATION TRANSMITTAL

1. For Continuation Application

2. For Divisional Application

Application Number: 09/785793

Serial Number: 09/785793

Applicant: SERAPHIN, et al.

j0903 U.S. PTO

09/785793



02/16/01

Box PATENT APPLICATION  
 Commissioner of Patents and Trademarks  
 ATTENTION: Assistant Commissioner  
 for Patents  
 Washington, D.C. 20531

Sir:

This is a request under 37 C.F.R.  
 31.53(b) for filing a:

- (X) Continuation application,  
 ( ) Divisional application,  
 ( ) Continuation-in-Part application,

of pending prior application number 09/785793

filed on 17 August 1999 of Seraphin, et al.

(Date)

Inventors

for Method for Purifying Proteins and/or Biomolecule or Protein

Title

Complexes

1. This is a continuation or divisional application. Enclosed is a copy of the prior application as originally filed, including specification, claims, drawings and oath or declaration.

- OR -

- X Enclosed is a patent application for continuation, divisional, or continuation-in-part application containing:

X        pages of the specification including claims.

X        sheets of drawings X Figs. 1-3.

2. X Amend the specification by inserting before the first line the sentence: "This is a [X] continuation, [ ] division, [ ] continuation-in-part, of prior application number 09/785793, filed 17 August 1999 and beginning with the title 'Method for Purifying Proteins and/or Biomolecule or Protein Complexes'. The entire disclosure of the prior application, in which a copy of the full or partial disclosure is supplied under paragraph 1 above, is incorporated as being part of the disclosure of the present application and is hereby incorporated by reference in full."

A copy of the executed oath or declaration filed in the prior nonprovisional application is enclosed.

4. Inventorship:

( ) A newly-executed oath or declaration and power of attorney is enclosed (for continuation-in-part applications, or for continuation or divisional applications naming an inventor not named in the prior application) (§1.63(a), (d)(5), and (e)).

( ) Because this application is being filed by fewer than all of the inventors named in the prior application, delete the following inventor's named in the prior nonprovisional application (37 C.F.R. §1.43(d)(1), (2) ):

(X) The names of persons believed to be the actual inventors are set forth in the enclosed unexecuted oath or declaration and power of attorney (§1.41(a), and §1.53(b)).

5. ( ) Assignment(s) of the invention to \_\_\_\_\_, and cover sheet are enclosed.

( ) A check in the amount of \$\_\_\_\_\_ to cover the fee for recording the assignment(s) is enclosed.

6. ( ) The prior application is assigned of record to \_\_\_\_\_.

7. ( ) Small Entity Status (37 C.F.R. §1.29(a), (2) ):

( ) A statement of status as a small entity is enclosed.

A statement of status as a small entity was filed in the prior application, and small entity status is still proper and desired in this new nonprovisional application.

Status as a small entity is no longer claimed.

( ) A 37 C.F.R. §1.74(b) statement is enclosed (where an assignee seeks to take action in a matter before the Patent Office).

8. (X) A preliminary amendment is enclosed.

9. Drawings:

Transfer the drawings from the prior application to this application and amend said prior application as of the filing date according to this application. A duplicate copy of this sheet is to be filed in the prior application file. May be done only if signed by person authorized by office and fee payment is also been received.

New formal drawings are enclosed.

Informal drawings are enclosed.

11. A separate written request under 37 C.F.R. §1.136(a)(3), which is a general authorization to treat any concurrent or future reply requiring a petition for an extension of time under 37 C.F.R. §1.136(a) for its timely submission as incorporating a petition for an extension of time for the appropriate length of time, is enclosed.

12. An Information Disclosure Statement is enclosed.

13. A Form PTO-1449 is enclosed.

14. References copies listed on the Form PTO-1449 are enclosed.

15. A MicroFiche Computer Program Appendix is enclosed.

16. (X) A Return Receipt Postcard is enclosed (MPEP §503).

17. A Nucleotide and/or Amino Acid Sequence Submission is enclosed.

18. A Computer Readable Copy is enclosed.

19. A Paper Copy (Identical to Computer Copy) is enclosed.

20. A Statement Verifying Identity of above Copies is enclosed.

21. X Priority of application number EP/94118448.7 filed on 17 August 1998 in the European Patent Office is claimed under 35 U.S.C. §119.

22. The certified copy of the priority document has been filed in prior application number 7, filed \_\_\_\_\_.

A certified copy of the priority document is enclosed.

23. Power of Attorney:

The power of attorney in the prior application is to:

24. FITCH, EVEN, TABIN, & FLANNERY Reg. No. \_\_\_\_\_  
Suite 1630  
125 South LaSalle Street  
Chicago, Illinois 60606  
and other members of the firm.

25. Patent Number 1134.

The power appears in the original papers in the prior application.

Since the power does not appear in the original papers in the prior application, a copy of the power in the prior application is enclosed.

18. Cancel in this application original claims ...  
 the filing fee. At least one original independent claim must be retained in the filing fee.

19. X The filing fee is calculated below:

Fee Calculation for Claims as Filed in the Prior Application, Less Any Claims Cancelled by Amendment		
X Basic Utility Fee	\$ 400.00	\$ DEFER
• X Independent Claims <u>21</u> - 3 = <u>18</u> x \$ 78.00 =		\$ DEFER
• X Total Claims <u>30</u> x \$ 18.00 =		\$ DEFER
• X Fee for Multiply-Dependent Claims <u>224</u> x \$ 18.00 =		\$ DEFER
or		
Basic Design Fee	\$ 310.00	\$
Total of above Calculations		\$
Reduction by Fee for Filing by Small Entity		\$
Total		\$ DEFER

20. ( ) A check in the amount of \$\_\_\_\_\_ is enclosed.

21. X Charge \$\_\_\_\_\_ To Deposit Account No. 06-1135.

22. (X) The payment of the Filing Fee is to be deferred until the Declaration is filed. Do not charge our Deposit Account.

23. X The Commissioner is hereby authorized to charge any fees which may be required under 37 C.F.R. §§1.16 and 1.17 and are not paid herewith, or credit any overpayment, to Deposit Account Number 06-1135. A duplicate copy of this request is enclosed.

24. X Also enclosed:

25. X Address all future communications to: Registrar Norman P. ...



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\_\_\_\_\_  
 Attorney-in-Charge

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 Commissioner of Patents and Trademarks  
 Department of Commerce  
 Washington, D.C. 20514  
 Attention: Director of Patent Examination